

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

ACTION CAPITAL PROPERTIES, LLLP, et al.,)	
)	
)	Case No. 19-1784L
<i>Plaintiffs,</i>)	
)	Hon. Lydia Kay Griggsby
v.)	
)	
THE UNITED STATES OF AMERICA,)	
)	
<i>Defendant.</i>)	

OFFER OF JUDGMENT

Pursuant to Rule 68 of the Rules of the Court of Federal Claims (“RCFC”), the United States hereby submits this offer to allow judgment to be taken against it and in favor of the respective plaintiffs for the takings alleged in the operative complaint in the above-reference matter in the total principal amount of \$618,700.00 as set out with respect to each plaintiff in the table below, but excluding interest and any costs, expenses, and attorney fees to which Plaintiffs may be legally entitled.

Plaintiff	Cobb County, Georgia Parcel Identification Numbers	Settlement Amount
Action Capital Properties, LLLP	17083300010	\$482,900.00
EFL Holdings I, LLC	17061900140	\$135,800.00
	TOTAL	\$618,700.00

The offers of judgment in the table above with respect to each plaintiff are extended independently; they may each be accepted or rejected without regard to the acceptance or rejection of any other offer of judgment. The offers of judgment include all just compensation, exclusive of interest, and encompass any and all claims for damages and just compensation

which were alleged or could have been alleged by the respective Plaintiffs in this action. The amount, if any, recoverable by Plaintiffs as interest, costs, expenses, and attorney's fees will be determined at a later date. *See* Uniform Relocation Assistance & Real Property Acquisition Policies Act of 1970, 42 U.S.C. § 4654(c).

Respectfully submitted this 14th day of January, 2021.

PAUL E. SALAMANCA
Deputy Assistant Attorney General
United States Department of Justice
Environment & Natural Resources Division

/s/ Dustin Weisman
Dustin Weisman
Elizabeth McGurk
United States Department of Justice
Environment and Natural Resources Division
P.O. Box 7611
Washington, D.C. 20044-7611
Tel: (202) 305-0247
Fax: (202) 305-0506
Elizabeth.McGurk@usdoj.gov
Dustin.Weisman@usdoj.gov

Attorneys for the United States

CERTIFICATE OF SERVICE

I hereby certify that on January 14th, 2021, I served a copy of the foregoing OFFER OF JUDGMENT on Plaintiffs' counsel of record by electronic mail to the following address:

Steven M. Wald
Michael J. Smith
12747 Olive Blvd., Suite 280
Saint Louis, MO 63141
Telephone: (314) 720-0220
wald@swm.legal
smith@swm.legal

/s/ Dustin Weisman
Dustin Weisman
United States Department of Justice
Environment & Natural Resources Division
Natural Resources Section